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4 BILL NO. S-73-05 -12

5 SPECIAL ORDINANCE NO. S- 64-73

6 AN ORDINANCE approving a contract between
7 ZOLLNER CORPORATION and the City of Fort
8 Wayne by and through its Department of
Public Safety for fire protection.

9 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
10 FORT WAYNE, INDIANA:

11 SECTION 1. The contract, dated April 30th, 1973, be-
12 tween the City of Fort Wayne, by and through its Mayor and Board
13 of Commissioners, Department of Public Safety and Zollner Corpo-
14 ration for fire protection from the Fort Wayne Fire Department
15 on specified grounds outside the city limits, for a cost to
16 Zollner Corporation in the sum of \$7,431.29, which amount shall
17 be deposited into Fund No. 110 "Fire Fighting Fund" pursuant
18 to Indiana Burns Statutes Annotated §48-6176, all as more par-
19 ticularly set forth in said contract, which contract is on file
20 in the office of the Board of Public Safety and is by reference
21 incorporated herein, and made a part hereof, is hereby in all
22 things ratified, confirmed and approved.

23 SECTION 2. This ordinance shall be in full force and
24 effect from and after its passage and approval by the Mayor.

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26 William T. Linga
27 Councilman

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34 APPROVED AS TO FORM
AND LEGALITY.

35 Heidi B. Co
CITY ATTORNEY

Read the first time in full and on motion by Stengia, seconded by Stee, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 5/8/73

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Stengia, seconded by Stain, and duly adopted, placed on its passage. Passed (~~DEPT~~) by the following vote:

AYES 9, NAYS 0, ABSTAINED _____, ABSENT _____ to-wit:

BURNS	<input checked="" type="checkbox"/>	_____	_____	_____
HINGA	<input checked="" type="checkbox"/>	_____	_____	_____
KRAUS	<input checked="" type="checkbox"/>	_____	_____	_____
MOSES	<input checked="" type="checkbox"/>	_____	_____	_____
NUCKOLS	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, D.	<input checked="" type="checkbox"/>	_____	_____	_____
SCHMIDT, V.	<input checked="" type="checkbox"/>	_____	_____	_____
STIER	<input checked="" type="checkbox"/>	_____	_____	_____
TALARICO	<input checked="" type="checkbox"/>	_____	_____	_____

DATE: 5-22-73

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. S- 64-73 on the 22nd day of May, 1973.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfield C. Moore Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of May, 1973, at the hour of 4:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 24th day of May, 1973, at the hour of 4:00 o'clock P. M., E.S.T.

James H. Richard Jr.
MAYOR

Bill No. S-73-05-12

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
approving a contract between ZOLLNER CORPORATION and the City of
Fort Wayne by and through its Department of Public Safety for fire
protection.

have had said Ordinance under Do consideration and beg leave to report back to the Common
Council that said Ordinance PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Samuel J. Talarico

Paul M. Burns

DATE 5-22-73 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

FIRE PROTECTION CONTRACT

This contract is entered into in duplicate this 30th day of April, 1973, between the CITY OF FORT WAYNE, Indiana, acting by and through its Mayor and Board of Commissioners, Department of Public Safety, ("CITY") and ZOLLNER CORPORATION, an Indiana corporation having its principal place of business in Adams Township, Allen County, Indiana ("ZOLLNER").

WHEREAS, ZOLLNER is the owner of certain improvements, upon real estate near but outside the corporate limits of the CITY, described as follows:

All buildings and improvements of ZOLLNER, presently located or hereinafter located on an area which has a frontage of 602.4 feet more or less, along the east right of way line of Coliseum Boulevard South, a north boundary line of 1381 feet more or less, an east boundary line of 765.1 feet more or less, and south boundary line of 1854 feet more or less, which area is visually outlined in red on attached Exhibit "A" which by this reference is made a part hereof.

The said buildings and improvements which are collectively referred to as "the premises" hereafter in this contract are reflected for tax purposes upon tax duplicate Numbered 202637 as \$709,770, as issued by the Treasurer of Allen County, Indiana;

and, WHEREAS, ZOLLNER desires to be assured that fire protection by CITY is available at the premises above-described;

NOW, THEREFORE, the parties agree as follows:

1. For one continuous calendar year from the date of this Agreement, upon the receipt by CITY'S Fire Department of a notification or signal that there is a fire on the premises above described, CITY shall cause the proper fire fighting station or stations to send such fire fighting equipment, materials, and personnel to the premises as it reasonably sends to other similar locations within the corporate limits of CITY.

2. For fire fighting services provided for herein, ZOLLNER shall pay to the CITY the sum of One Dollar and Four and Seven-Tenths of a Cent (\$.047) per One Hundred Dollars (\$100.00) of assessed valuation for tax purposes on the improvements hereinabove identified as the premises. The improvements hereinabove identified have an assessed valuation as indicated of \$709,770, and the sum owing under this contract is therefore \$7,431.29. Said sum shall be payable as follows: \$ 3,715.65 upon execution of this contract; and, the balance on or before November 1, 1973.

3. CITY shall cause its fire department personnel and Fire Prevention Bureau personnel to inspect ZOLLNER'S buildings, equipment and facilities periodically, at mutually convenient times, to familiarize such personnel with said buildings, equipment, and facilities and ZOLLNER'S operations on the premises, so as to (1) determine the types of fire which may reasonably be anticipated on the premises; (2) be able to render service commensurate with existing service conditions; (3) so as to make recommendations relative to fire prevention.

4. Notwithstanding the foregoing provisions, this contract shall not become effective until it shall have been signed by the Mayor and Clerk of CITY, and the members of the Board of Commissioners, Department of Public Safety of CITY, and ratified and approved by the Common Council of CITY.

IN WITNESS WHEREOF, this agreement has been duly authorized and executed as of the date first above written by the duly authorized officers and representatives of the parties.

ZOLLNER CORPORATION

By

Sheldon Schreyer
President

ATTEST:

Michael H. [Signature]

CITY OF FORT WAYNE, Indiana

By

Ivan A. Lebamoff
Ivan A. Lebamoff, its Mayor

ATTEST:

Charles W. Westerman
Charles W. Westerman, Clerk

BOARD OF COMMISSIONERS,
DEPARTMENT OF PUBLIC SAFETY

By

Thomas J. Casaburo
Thomas J. Casaburo, Chairman

By

Corrinne M. Brooks
Corrinne M. Brooks, Member

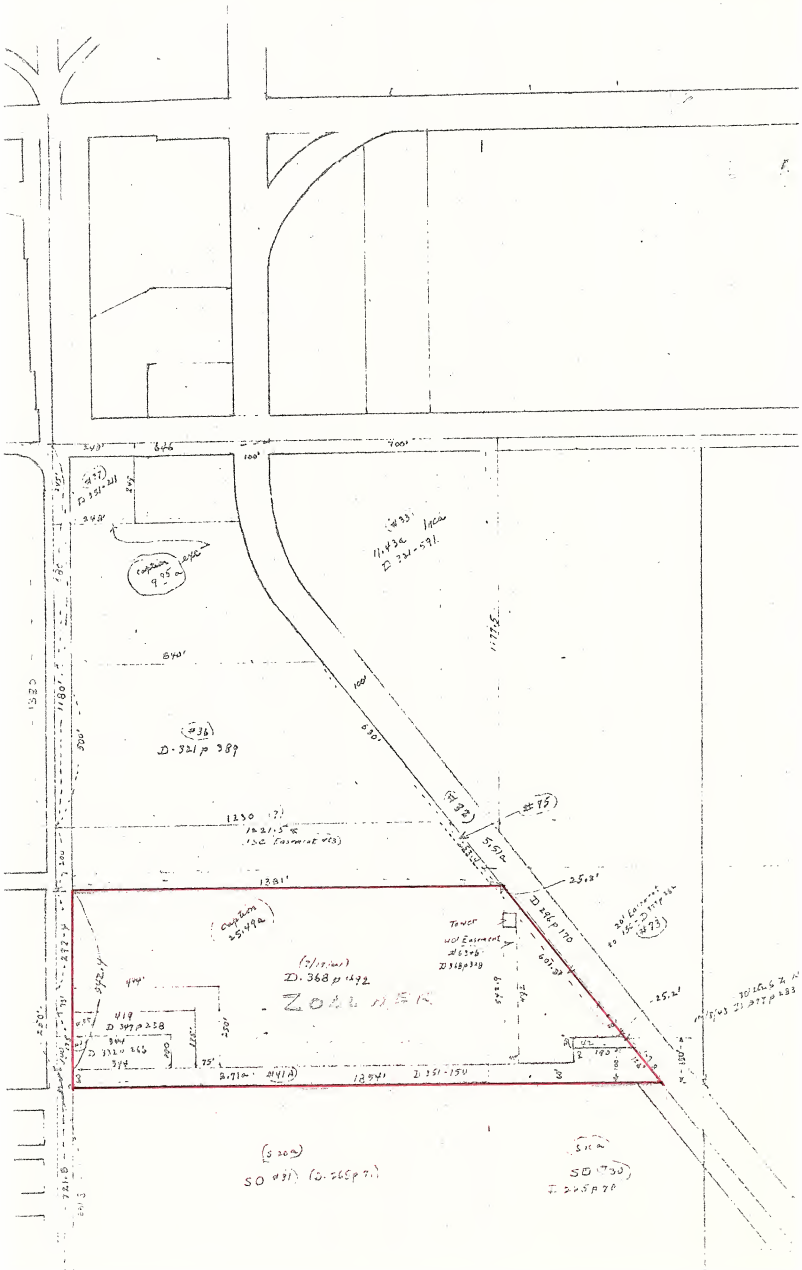
By

Lloyd R. Wire, Member

ATTEST:

I hereby certify that the foregoing contract was ratified and approved by the Common Council of the City of Fort Wayne, Indiana, on _____, 1973.

Charles W. Westerman, Clerk



DIGEST SHEETFinance
8-13-05-12TITLE OF ORDINANCE ORDINANCE RATIFYING CONTRACTDEPARTMENT REQUESTING ORDINANCE PUBLIC SAFETYSYNOPSIS OF ORDINANCE RATIFIES ANNUAL FIRE PROTECTIONCONTRACT BETWEEN FORT WAYNE AND ZOWNER PISTON
CORP.EFFECT OF PASSAGE CITY PROVIDES FIRST RESPONSE FIRE PRO-TECTION TO THE FIRM'S PROPERTY IN EAST-END IN-
DUSTRIAL AREA - FIRM REIMBURSES CITY AT RATE OF \$1.077/41WEFFECT OF NON-PASSAGE FIRM LESS PROTECTED AGAINST FIRELOSS - CITY LOSES POTENTIAL REVENUEMONEY INVOLVED (Direct Costs, Expenditures, Savings) REVENUE TO CITY
OF \$7,431.29 - NO DIRECT COST.ASSIGNED TO COMMITTEE (J.N.) Finance

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE

CONTENTS OF ORDINANCE

BILL NO.	2-73-05-12
ORDINANCE NO.	A-64-73
<input checked="" type="checkbox"/> REGULAR SESSION	5-8-73
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	Kellen
BILL WRITTEN BY	Public Safety
DATE INTRODUCED	5-8-73
REFERRED TO SAID STANDING COMMITTEE	Deputy Sheriff
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
LEGAL PUBLICATION	
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
<input checked="" type="checkbox"/> PASS	5-22-73
DO NOT PASS	
WITHDRAWN	
SUSPENSION OF RULES	
PRIOR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

<input checked="" type="checkbox"/>	COMMITTEE SHEET
<input checked="" type="checkbox"/>	VOTE SHEET
	PURCHASE ORDERS
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	COMMUNICATIONS FROM
<input checked="" type="checkbox"/>	ZONING MAPS
	Fire Protection District
	ABSTRACTS
	TITLES
	PRIOR APPROVAL LETTER

Deputy Sheriff

COUNCILMAN'S VOTE

	AYES	NAYS	ABSENT
BURNS	X		
HINGA	X		
KRAUS	X		
MOSES	X		
NUCKOLS	X		
D. SCHMIDT	X		
V. SCHMIDT	X		
STIER	X		
TALARICO	X		

COMMENTS: